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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney: Michel J. Adrien Baillargeon
Serial No.: 10/681,947
Filed: October 9, 2003
Title: Method and Apparatus for
Detecting Low-Mass Ions

Art Unit: 2881
Examiner: David A. Vanore
Docket No.: 2003P15605US01

Attn: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail on the below-indicated date in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9/27/05
Date

Linda L. Kaucher
Linda L. Kaucher

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Sir:

The above-identified application was allowed and a Notice of Allowance was issued on or about February 17, 2005 with a due date of May 16, 2005. Applicants immediately responded to the Notice with payment of all fees on February 21, 2005.

Applicants believed that all requirements had been fulfilled at this time. However, on or about May 9, 2005, a Notice Regarding the Drawings was received which required applicant to correct certain informalities noted by the draftsperson.

However, the corrected versions of the Drawings were received after the due date of July 5, 2005 and therefore this application became abandoned for failure to file corrected drawings in a timely and proper manner. Applicant hereby petitions the Commissioner for the revival of this Application.

The petition herein comprises:

1. The Petition for revival and authorization to deduct the petition fee of **\$1500.00**;
2. Corrected Drawings for Figs 1-6 (4 Sheets);

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A grantable petition under the current circumstances requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee; and
- (3) Statement that the entire delay was unintentional.

1. Petition fee

☒ Other than small entity – fee \$ 1500.00 (37 CFR 1.17(m)).

☒ Please charge my Deposit Account No. 19-2179 in the amount of \$1500.00.

☒ The Commissioner is **authorized** to deduct any underpayment from Deposit Account No. 19-2179. A duplicate of this letter is enclosed.

2. Reply / Other Fees:

A. In response to the notice to file corrected drawings, Applicant has submitted: **Four (4) Sheets of Drawings (Figs 1-6)**

B. Applicant believes that the issue fee, publication fee and all other fees have been paid. If this is incorrect, Applicant hereby authorizes the Commissioner to deduct any and all outstanding fees necessary to allow this application to issue.

3. Terminal disclaimer with disclaimer fee:

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith.

4. **STATEMENT:** The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137 (b) was unintentional.

5. **Fees:** The Commissioner is hereby authorized to charge the above indicated fees and **any additional fees** that may be required to **Deposit Account No. 19-2179**. A duplicate of this paper is attached.

6. Please date stamp and return the enclosed receipt post card.

Respectfully submitted,



Jose R. de la Rosa
Registration No. 34,810

Dated: 9-27-05

Please direct all correspondence to:
Elsa Keller
Siemens Corporation
Intellectual Property Department
170 Wood Avenue South
Iselin, NJ 08830
(732) 321-3026
CUSTOMER NO. 28524



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
01/681,947	10/09/2003	Michel J. Adrien Baillargeon	2003P15605US	7921

28524 7590 08/17/2005

SIEMENS CORPORATION
INTELLECTUAL PROPERTY DEPARTMENT
170 WOOD AVENUE SOUTH
ISELIN, NJ 08830

INTELLECTUAL PROPERTY
REC'D. 8-22-05
IPD 2003P15605US
DUE DATE

EXAMINER

VANORE, DAVID A

ART UNIT

PAPER NUMBER

2881

DATE MAILED: 08/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.	Applicant(s)	
10/681,947	Michel J. Adrien Bailargeon	
Examiner	Art Unit	
VANORE, DAVID A	2881	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 05/05/05.
 - (a) ☒ A reply was received on 08/05/05 (with a Certificate of Mailing or Transmission dated 08/03/05), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on 07/05/05.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
The issue fee required by 37 CFR 1.18 is \$ _____. The publication fee, if required by 37 CFR 1.18(d), is \$ _____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

2003P15605US

1/4

FIG. 1
(PRIOR ART)

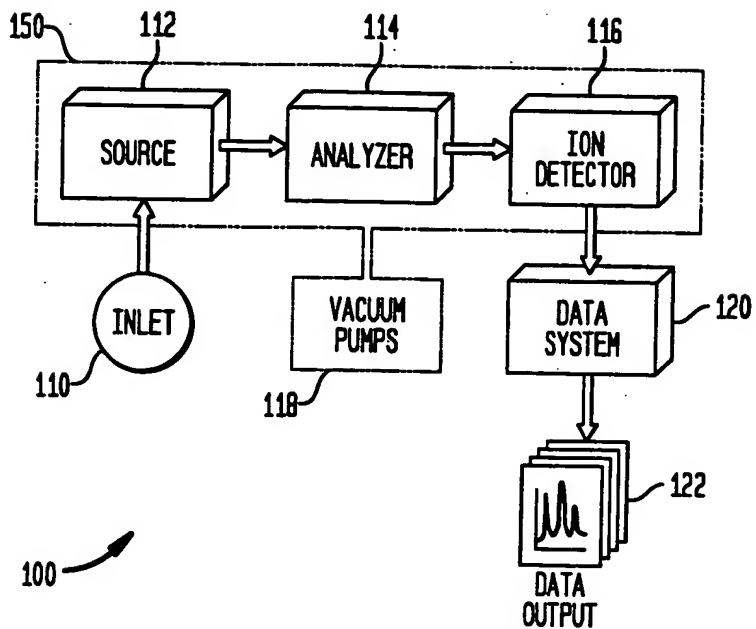


FIG. 2
(PRIOR ART)

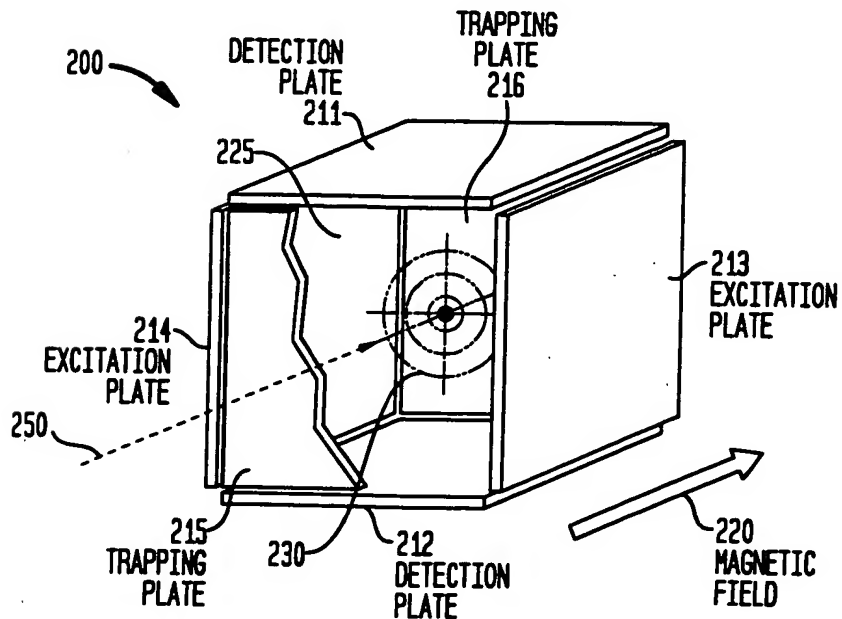


FIG. 3
(PRIOR ART)

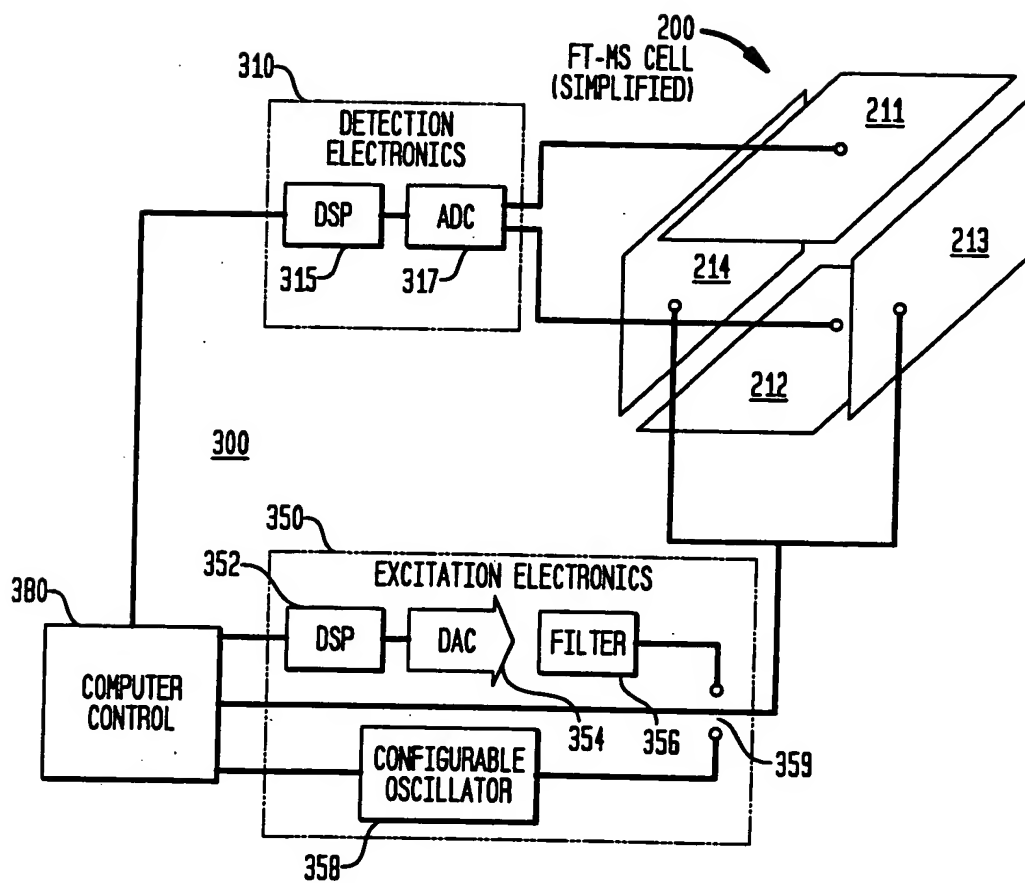


FIG. 4

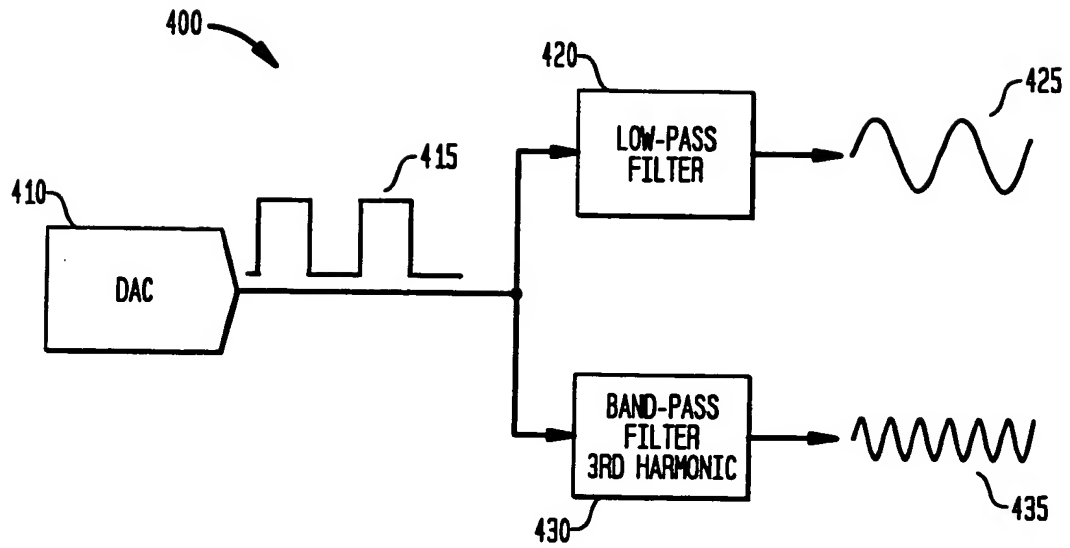


FIG. 5

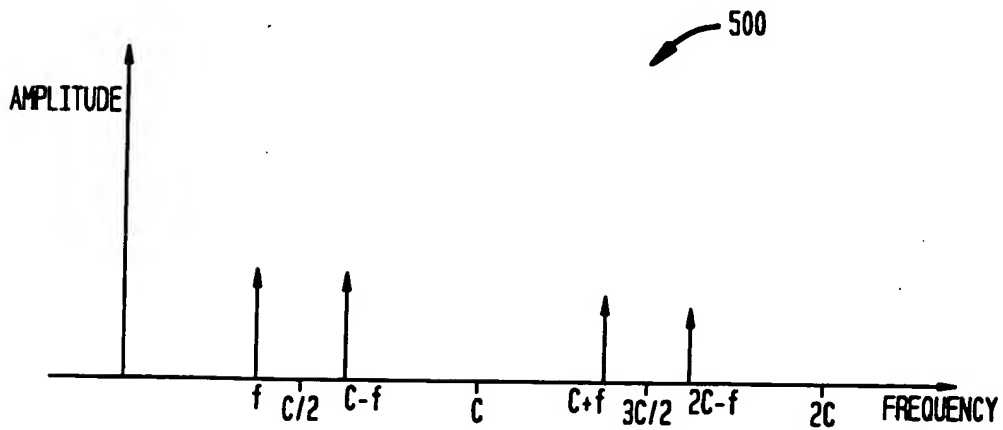


FIG. 6

